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OFFICE OF PETITIONS

In re Application of :
Hager et al. : DECISION GRANTING PETITION
Application No. 10/797,978 :
Filed: March 10, 2004 :
Attorney Docket No. EX02-049C2 :

This is a decision on the petition under 37 CFR 1.137(b), filed April 26, 2005, and resubmitted on April 28, 2005, to revive the above-identified application.

This application became abandoned for failure to reply timely to the Notice to File Missing Parts of Nonprovisional Application mailed on May 27, 2004, which set a two-month extendable period to respond. Petitioner did not obtain any extensions of time under 37 CFR 1.136(a). Accordingly, this application became abandoned on July 28, 2004. A Notice of Abandonment was mailed on February 15, 2005.

The petition is granted.

The Office finance records indicate that the Office mistakenly charged petitioner's Deposit Account twice for the \$1,500.00 petition fee and the \$130.00 surcharge. Accordingly, the Office will credit Deposit Account No. 50-1108 the duplicate fees totaling \$1,630.00.

This matter is being referred to the Office of Initial Patent Examination for further processing.

Telephone inquiries specifically concerning this decision should be directed to the undersigned at (571) 272-3211.

Christina Tartera Donnell

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